Response dated July 28, 2006

Application Serial No.: 10/647,950

Filing Date: August 26, 2003

Docket: 1999 CON2 (203-2526 CON2)

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REMARKS

The present application has been reviewed in light of the Office Action mailed May 30, 2006.

Applicant respectively submits that the claim pending in the application, namely claim 13, does not

introduce new subject matter, is fully supported by the specification, and is patentable over the prior

art. Prompt and favorable consideration of this claim is earnestly sought.

In the Office Action, claim 13 was rejected under the judicially created doctrine of

obviousness-type double patenting over claims 1-12 of U.S. Patent No. 6,200,263 and Claims 1-10

of U.S. Patent No. 6,610,009. In response thereto, Applicant hereby submits a terminal disclaimer in

accordance with 37 C.F.R. § 1.321(c) for each of U.S. Patent 6,200,263 and 6,610,009 and the

appropriate fees as required under 37 C.F.R. § 1.20(d) in order to obviate the obviousness-type

double patenting rejection. Applicant respectfully submits that the Office Action's obviousness-type

double patenting rejection of claim 13 has been overcome.

Should the Examiner desire a telephone interview to resolve any outstanding matter, the

Examiner is sincerely invited to contact the undersigned at (631) 501-5700.

In view of the foregoing amendments and remarks, reconsideration of the application and

allowance of claim 13 is earnest solicited.

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The commissioner is hereby authorized to charge each Terminal Disclaimer fee under 37 C.F.R. 1.20(d) of \$130.00 to Deposit Account No.: 21-0550. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Francesco Sardone

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FS/nr